IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

`MONDAY, THE SIXTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE B. SUDERSHAN REDDY

and
THE HON'BLE MR JUSTICE RAMESH RANGANATHAN

WRIT PETITION NO : 13726 of 1998

Between:

M/s. Sri Padmanabha Printing Works, Rep. by its and

Manager, Sri M. Nageswara Rao Gandhinagar, Vijayawada.

..... PETITIONER

AND

1. The Joint Commissioner (CT) (Legal), Office of the Commissioner of Commercial Taxes,
   Nampally, Hyderabad. A.P.

2. The Appellate Dy. Commissioner of Commercial Taxes
   Suryaraopet, Vijayawada.

3. The Commercial Tax Officer,
   Suryaraopet, Vijayawada.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ or direction more particularly one in the nature of Writ of Mandamus declaring the impugned order dated 7-4-1998 passed by the first respondent in CCT's Ref.No. V(1)/978/98 refusing to grant stay for the balance 50% of the disputed tax, as illegal, discriminatory, arbitrary, and unjustified in

the facts and circumstances of the case.

Counsel for the Petitioner:SRI MARUTHI RAO, ADVOCATE APPEARING ON BEHALF OF SRI C.KODANDA RAM

Counsel for the Respondent Nos.1` to 3: GP FOR COMMERCIAL TAX

The Court made the following :

ORDER: (per Sri B. Sudershan Reddy, J)

Sri Maruti Rao, Advocate appearing on behalf of Sri C. Kodanda Ram, learned counsel for the petitioner states that the cause in this writ petition does not survive requiring any further adjudication.

The writ petition shall accordingly stand dismissed without any order as to costs.

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B. SUDERSHAN REDDY,J

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RAMESH RANGANATHAN,J

6th June, 2005

sj/ks

To

1. The Joint Commissioner (CT) (Legal), Office of the Commissioner of Commercial Taxes,
   Nampally, Hyderabad. A.P.

2. The Appellate Dy. Commissioner of Commercial Taxes
   Suryaraopet, Vijayawada.

3. The Commercial Tax Officer,
   Suryaraopet, Vijayawada.

4. Two CCs to the Government Pleader for Commercial Tax, High Court Building, Hyderabad. (OUT)

5. Two C.D. copies.